

FORM PTO-1594  
(Rev. 6-93)

RECORD

05-17-1999

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U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

OMB No. 0651-0011 (exp. 4-94)

Tab settings

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To the Honorable Commissioner of Patents and

101038712

Original documents or copy thereof

## 1. Name of conveying party(ies):

Nautilus International, Inc.

- ☐ Individual(s) ☐ Association  
☐ General Partnership ☐ Limited Partnership  
☒ Corporation-State Virginia  
☐ Other \_\_\_\_\_

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

## 3. Nature of conveyance:

- ☒ Assignment NUNC PRO TUNC ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other effective January 4, 1999

Execution Date: April 14, 1999

## 2. Name and address of receiving party(ies)

Name: Nautilus, Inc.

Internal Address: \_\_\_\_\_

Street Address: 2200 N.E. 65th Avenue

City: Vancouver

☐ Individual(s) citizenship☐ Association☐ General Partnership☐ Limited Partnership☒ Corporation-State Washington☐ Other \_\_\_\_\_If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☒ No

(Designations must be a separate document from assignment)

Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application number(s) or patent number(s):

A. Trademark Application No.(s)

Appl. No. 74/604,095 - STRONG  
MEDICINE NAUTILUS & Design

B. Trademark Registration No.(s)

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: John L. Sullivan, Jr., Esq.

ALSTON &amp; BIRD LLP

Internal Address: P.O. Drawer 34009

Street Address: 1211 E. Morehead Street

City: Charlotte State: NC ZIP: 28234

## 6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41).....\$40.00

☒ Enclosed☐ Authorized to be charged to deposit account

If additional fees are needed please use

8. Deposit account number:

16-0605

(Attach duplicate copy of this page if paying by deposit account)

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40.00 DP

DO NOT USE THIS SPACE

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

John L. Sullivan, Jr.

Name of Person Signing

Signature

April 29, 1999

Date

Total number of pages including cover sheet, attachments, and document: 7

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231TRADEMARK  
REEL: 001897 FRAME: 0031

**TRADEMARK/SERVICE MARK APPLICATION  
DEED OF ASSIGNMENT  
NUNC PRO TUNC**

WHEREAS, NAUTILUS INTERNATIONAL, INC., a Virginia corporation, having a principal place of business at 709 Powerhouse Road, Independence, Virginia 24348 (hereinafter referred to as "ASSIGNOR"), was formerly the exclusive and record owner of the entire right, title and interest in and to the following Trademark and Service Mark and the corresponding United States Trademark and Service Mark Application listed in Schedule "A";

WHEREAS, NAUTILUS, INC., a Washington corporation, having a principal place of business at 2200 N.E. 65<sup>th</sup> Avenue, Vancouver, Washington 98661 (hereinafter referred to as "ASSIGNEE"), has acquired and purchased from ASSIGNOR the Trademark and Service Mark listed in Schedule "A" and associated goodwill, from ASSIGNOR effective January 4, 1999 and is desirous of confirming that it has done so;

WHEREAS, ASSIGNOR and ASSIGNEE desire to confirm and perfect the sale and assignment of said Trademark and Service Mark and corresponding U.S. Trademark and Service Mark Application therefor effective January 4, 1999:

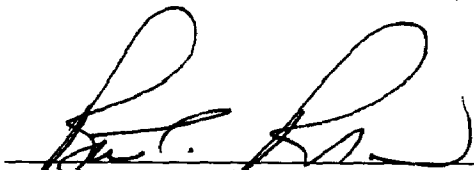
NOW THEREFORE, FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR hereby acknowledges and confirms that effective January 4, 1999, ASSIGNOR sold, transferred, and assigned to said ASSIGNEE the entire right, title and interest in and to the trademark and service mark and

the corresponding United States Trademark and Service Mark Application in Schedule "A", together with the goodwill of the business appurtenant to and symbolized by said Trademark and Service Mark, and all rights of action against third parties for past infringement thereof, the same to be held and enjoyed by said ASSIGNEE as fully and entirely as the same would have been held by ASSIGNOR had this transfer, assignment and sale not been made.

ASSIGNOR hereby warrants and covenants that it has the full power and authority to convey the rights, title and interests sold, transferred, and assigned to ASSIGNEE, that it has not executed and will not execute any agreement in conflict herewith, and that it will execute any and all other instruments which may be necessary to perfect and evidence ASSIGNEE's ownership of the property and rights herein conveyed.

IN WITNESS WHEREOF, ASSIGNOR, intending to be legally bound, has caused this Nunc Pro Tunc Assignment to be executed by its duly authorized officer as of the 14th day of April, 1999.

NAUTILUS INTERNATIONAL, INC.

  
\_\_\_\_\_  
Bettis C. Rainsford  
Executive Vice-President, Treasurer  
and Chief Financial Officer

CLT01/4363055v1

STATE OF SOUTH CAROLINA     )  
COUNTY OF EDGEFIELD        )

This 14<sup>TH</sup> day of April, 1999, personally came before me, Brenda L. Jones, a Notary Public for said County and State, Bettis C. Rainsford, who, being by me duly sworn, says that he is Executive Vice President, Treasurer and Chief Financial Officer of **NAUTILUS INTERNATIONAL, INC.**, a corporation, and that the seal affixed to the foregoing instrument in writing is the corporate seal of said company, and that said writing was signed and sealed by him in behalf of said corporation by its authority duly given. And the said Bettis C. Rainsford acknowledged the said writing to be the act and deed of said corporation.

Witness my hand and official seal, this the 14<sup>TH</sup> day of April, 1999.

(Official Seal)

Brenda L Jones  
Notary Public

My commission expires: February 6, 2000

CLT01/4363149v1

**SCHEDULE "A"**

**MARK**

**APPLICATION NO.**

**FILED**

**STRONG MEDICINE  
NAUTILUS & Design**

**74/604,095**

**November 28, 1994**

CLT01/4362843v1

**RECORDED: 05/03/1999**

**TRADEMARK  
REEL: 001897 FRAME: 0035**